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Attorneys for Plaintiffs and all others similarly situated

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CATHERINE GELLIS, individually and on behalf
of all others similarly situated,

Plaintiff,

v.

VERIZON COMMUNICATIONS, INC., a
Delaware corporation; VERIZON WIRELESS, an
unincorporated association; CELLCO
PARTNERSHIP, an unincorporated association;
and DOES 1-100, inclusive,

Defendants.

Case No.: CV 07-03679 JSW

CLASS ACTION

**SUPPLEMENTAL JOINT CASE
MANAGEMENT STATEMENT AND
PROPOSED ORDER**

Hrg. Date: June 6, 2008

Time: 1:30 p.m.

Ctrm: Hon. Jeffery S. White

Pursuant to Civil L.R. 16-10(d), the parties certify that they have met and conferred and jointly submit this Supplemental Case Management Statement and Proposed Order, and request the Court to adopt it as a Supplemental Case Management Order in this case.

Description of Subsequent Case Developments

The Court held its last case management conference on February 1, 2008. The following events have occurred since then:

The parties have agreed to participate in mediation before the Hon. Edward A Infante Ret.) and under the auspices of JAMS. The mediation is scheduled for September 4, 2008, and mediation briefs are due to be lodged by August 28, 2008.

Production of documents and depositions are ongoing. Plaintiff deposed Verizon's designated Rule 30(b)(6) witness, Gregory Fong, on May 29th and anticipates taking several additional depositions.

Defendant intends to depose Ms. Gellis this summer and to file a motion for summary judgment contesting her individual claims.

Proposed Scheduling Order

In order to ensure sufficient time to complete discovery and follow-up settlement discussions after the initial mediation session, the parties propose that plaintiff's motion for class certification not be heard until late January, 2009. Because it is likely that expert testimony will be submitted in support of and in opposition to the motion, an extended briefing schedule is appropriate. The parties have agreed that defendant Verizon Wireless shall have 60 days to file its opposition to plaintiff's motion, and plaintiff shall have 30 days to file her reply.

On the basis of the foregoing, the following scheduling order is proposed:

Class certification

Plaintiff to file motion for class certification: October 10, 2008

Defendant to file opposition to motion for class certification: December 9, 2008

Plaintiff's reply brief due: January 8, 2009

Hearing on motion for class certification: January 23, 2009

1 Discovery

2 Fact discovery cut-off: June 12, 2009

3 Expert discovery cut-off: August 28, 2009

4 Dispositive motions

5 Dispositive motions to be filed: September 15, 2009

6 Hearing on dispositive motions: October 30, 2009

7 Trial

8 December 2009

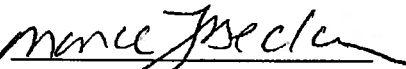
12 Dated: May 30, 2008

11 Respectfully submitted,

12 CHAVEZ & GERTLER LLP

13 BRAYTON ♦ PURCELL LLP

16 By:

15 

16 Nance F. Becker

17 Attorneys for Plaintiff

19 Dated: May 30, 2008

18 MUNGER TOLLES & OLSON LLP

21 By:

20 

22 Hejoon Hwang

23 Attorneys for Defendant

21 

22 Jason Rantanen

Supplemental Case Management Order

The Supplemental Case Management Statement and proposed Order is hereby adopted by the Court as a Supplemental Case Management Order for the case and the parties are ordered to comply with this Order.

Dated: June __, 2008

Hon. Jeffery S. White
U.S. District Court Judge